S.B. CIVIL Writ Petition NO. 3204/2005.
(Pokar & ors. Vs. State of Rajasthan & ors.)

DATE OF ORDER : 14.11.2007.

HON'BLE DR.JUSTICE VINEET KOTHARI

Mr. MP Parik, for the petitioners.
Mr. Dinesh Mehta, for the respondent.
Mr. Shyam Ladrecha, G.A., for State.

Learned counsel for the respondents has pointed out that a similar writ petition filed by similarly situated land owners Smt. Keli and Dhagla Ram, being S.B.Civil Writ Petition No. 3205/2005 has already been dismissed by this Court on 14.11.2006. A copy of the said order is placed on record. He further submits that earlier also few of such land owners have approached this Court by way of Writ Petition No. 162/94 (Dhagla Ram Vs. State) and three other writ petitions in which two of the petitioners are in SB Civil Writ Petition No. 3205/2005 Smt. Keli W/o Mangu and Dhagla Ram S/o Mangu were also parties. These four writ petitions were dismissed on 8th August, 1995. Para 4 of the said judgment is reproduced vide Annex.R/4/3:

> "Having heard learned counsel for the parties as agreed by them, in my opinion, the acquisition proceedings cannot be quashed. That apart as stated above, the parties have entered into a compromise. In

> view of this, no relief can be granted to the petitioner. So far as the enhancement of compensation under Section 18 of the Land Acquisition Act is concerned, nothing has been said in the writ petitions and further the petitioner is availing remedy before the competent authority, therefore, no relief can be granted in this regard."

In view of the aforesaid position and subsequent dismissal of similar writ petitions by this Court on 14.11.2006, this Court finds no ground to interfere in the present writ petition at the instance of the petitioners against the impugned land acquisition proceedings in any manner.

Consequently, this writ petition is also dismissed. No order as to costs.

(Dr. VINEET KOTHARI)J.

ITEM NO.17.

gandhi/-